

## ORDINANCE NO. 398-06

BY: **MARY GALINAS**

(By Request - Safety Director)

AN ORDINANCE TO AMEND SECTION 1707.28 "EXTERIOR PROPERTY AREAS" AND SUBSECTION (e) OF SECTION 185.04 "FEES OF THE DIRECTOR OF PUBLIC SAFETY" OF THE CODIFIED ORDINANCES OF THE CITY OF PARMA, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That Section 1707.28 "Exterior Property Areas" of the Codified Ordinances of the City of Parma, is hereby amended to read as follows:

"1707.28 EXTERIOR PROPERTY AREAS.

(a) No owner or operator of any premises shall maintain or permit to be maintained at or on the exterior property areas of such premises any condition which deteriorates or debases the appearance of the neighborhood, reduces property values in the neighborhood, adversely alters the appearance and general character of the neighborhood, creates a fire, safety or general health hazard, or is a public nuisance, including but not limited to, the following:

- (1) Fences, walls or structure which are broken, dilapidated or with graffiti;
- (2) Broken, uneven or improperly maintained walks or driveways;
- (3) Out of use or nonuseable appliances, dilapidated automobiles or automobile parts;
- (4) Materials hung on lines and/or in other places on such premises, except in rear yards; broken, dilapidated or unusable furniture, mattresses or other household furnishings, plastic materials, paints, miscellaneous coverings and/or any other materials placed at or on the premises in such a manner as to appear unsightly or offensive to the senses; and,
- (5) Lawn and landscaped areas which are not cut, trimmed and reasonably maintained as to weed control at all times, and at no time shall grass exceed six inches in height. If a violation of this subsection is found, a notice to the owner shall be sent pursuant to Section 1707.285.

(b) No owner or operator of any premises shall maintain or permit to be maintained at or on the exterior property areas of such premises any donation collection boxes until after the following criteria has been met:

- (1) File an application with the city for the placement of a donation collection box on specific premises prior to such placement.
- (2) Submit a fee of \$25.00, pursuant to Chapter 185 of the Codified Ordinances, to the City for placement of a donation collection box on a specific premises prior to such placement.
- (3) Place no more than one donation collection box on any one specific premises.
- (4) Place the single donation collection box at or behind the front setback line of the premises at all times.

Pg. 2 of L-399-06      Ord. to amend Section 1707.28 "Exterior Property Areas" and subsection (e) of Section 185.04 "Fees of the Director of Public Safety" of the Codified Ordinances of the City of Parma, and declaring an emergency

- (5) The size of the donation collection box shall not exceed 78 inches in height or 76 inches in width.

(c) No owner or operator of any premises shall maintain or permit to be maintained at or on the exterior property areas of such premises any portable/temporary/storage bin/box or dumpster until after the following criteria has been met:

- (1) File an application with the City for the placement of the temporary storage bin/box/dumpster.
- (2) Submit a fee of \$25.00, pursuant to Chapter 185 of the Codified Ordinances, to the City for placement of the temporary storage bin/box/dumpster on a specific premises prior to such placement.
- (3) No more than one temporary storage bin/box/dumpster on any one specific premises.
- (4) Placement of the storage bin/box/dumpster must be behind the front setback line of the premises at all times.
- (5) Permit is for 30 days with one (1) thirty (30) day extension with written request and permission.

(d) Whoever violates any of the provisions of this section, for which no penalty is otherwise provided, shall be subject to the penalty provided in Section 1707.99."

Section 2. That subsection (e) of Section 185.04 "Fees of the Director of Public Safety" of the Codified Ordinances of the City of Parma, which presently reads as follows:

"185.04 FEES OF THE DIRECTOR OF PUBLIC SAFETY.

. . .

(e) Building Code.

. . .

Dumpster enclosure \$50.00"

. . .

is hereby amended to read as follows:

"185.04 FEES OF THE DIRECTOR OF PUBLIC SAFETY.

. . .

(e) Building Code.

. . .

Dumpster enclosure \$50.00

**DONATION COLLECTION BOX 25.00**

**TEMPORARY STORAGE BIN/BOX/DUMPSTER 25.00"**

. . .

Section 3. That Section 1707.28 "Exterior Property Areas" of the Codified Ordinances of the City of Parma and that portion of subsection (e) of Section 185.04 "Fees of the Director of Public Safety", as they existed heretofore, are hereby repealed.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Pg. 3 of L-399-06      Ord. to amend Section 1707.28 "Exterior Property Areas" and subsection (e) of Section 185.04 "Fees of the Director of Public Safety" of the Codified Ordinances of the City of Parma, and declaring an emergency

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to begin enforcing this revised Section at the earliest time possible, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED: \_\_\_\_\_

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR, CITY OF PARMA, OHIO